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Herndon, VA and  
Libertyville, IL

UNITED STATES OF AMERICA

BEFORE THE NATIONAL LABOR RELATIONS BOARD

VW CREDIT, INC.

and

Case 13-CA-158715

KELLEY HELLMAN

VOLKSWAGEN GROUP OF AMERICA, INC.

and

Case 13-CA-166961

KELLEY HELLMAN

ORDER APPROVING STIPULATION, GRANTING MOTION,  
AND TRANSFERRING PROCEEDING TO THE BOARD

This matter comes before the Board upon the joint motion of Respondents VW Credit, Inc. (VW Credit) and Volkswagen Group of America, Inc. (VGoA), Charging Party Kelley Hellman, and the General Counsel to waive a hearing and decision by an administrative law judge and to transfer the proceeding to the Board for a decision based on the stipulated record.

On October 28, 2015, the General Counsel, through the Regional Director for Region 13, issued a complaint and notice of hearing alleging that, since on or about February 26, 2015, Respondent VW Credit has maintained, on a corporate nationwide basis, a mandatory arbitration agreement for certain of its employees that employees reasonably would believe bars or restricts their right to file charges with the Board. The complaint alleges that, by this conduct, Respondent VW Credit has violated Section

8(a)(1) of the Act. Respondent VW Credit filed an answer. On March 31, 2016, the General Counsel, through the Regional Director for Region 13, issued an order consolidating cases and an amended consolidated complaint, which, as further amended by an April 6, 2016 corrected order consolidating cases and amended consolidated complaint, alleges that, since on or about February 26, 2015, Respondents VW Credit and VGoA have each maintained, on a corporate nationwide basis, a mandatory arbitration agreement for certain of their employees that employees reasonably would believe bars or restricts their right to file charges with the Board. The amended consolidated complaint alleges that, by this conduct, the Respondents have violated Section 8(a)(1) of the Act. The Respondents filed a joint answer.

On September 2, 2016, the parties filed a joint motion and stipulation of facts with the Board. Pursuant to Section 102.35(a)(9) of the Board's Rules and Regulations, the parties have waived a hearing before an administrative law judge and agreed to submit the record in this case directly to the Board for findings of fact, conclusions of law, and a Decision and Order. The parties have requested that the Board set a time for the filing of briefs.

The Board having considered the matter,

IT IS ORDERED that the joint motion is granted and the case is transferred to and continued before the Board in Washington, D.C., for the purpose of issuing findings of fact, conclusions of law, and a Decision and Order.

IT IS FURTHER ORDERED that the stipulated record, which includes the joint motion and stipulation of facts, the exhibits attached thereto, and the statements of

position by the General Counsel and the Respondents is approved and made part of the record.

The parties may file initial briefs with the Board in Washington, D.C., on or before December 23, 2016, and answering briefs within 14 days thereafter in accordance with Section 102.35(a)(9) of the Board's Rules and Regulations.

Dated, Washington, D.C., December 2, 2016.

By Direction of the Board:

/s/ Gary Shinnars

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Executive Secretary